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SDMS DocID

2210644

Charles
Howland/R3/USEPA/US
07/05/2006 03:27 AM

To Hank Sokolowski/R3/USEPA/US, Lorie
Baker/R3/USEPA/US, Leo Mullin/R3/USEPA/US, Margaret
Hottensen/R3/USEPA/US
cc Jocelyn Kempema/R3/USEPA/US

bcc

Subject Fw: Response to InfoPro letter dated 30 May 2006

FYI,

I'm not sure which of you got this E-mail, but it includes a pretty good summary of the problems we've encountered implementing the cleanup at the Site.

Thx.,

- Charlie

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— Forwarded by Charles Howland/R3/USEPA/US on 07/05/2006 03:25 AM —



Charlie
Fitzsimmons/ESC/R3/USEPA
/US

06/07/2006 08:23 AM

To "Lal, Sesh P NAB02" <Sesh.P.Lal@nab02.usace.army.mil>

cc "Follett, George C NAB02"
<George.C.Follett@nab02.usace.army.mil>, "Maurer, Lester
C NAB02" <Lester.C.Maurer@nab02.usace.army.mil>

Subject Re: Response to InfoPro letter dated 30 May 2006

Sesh

Thanks for forwarding for my input. Attached are a copy of the meeting minutes from our June 1 meeting (you ref it in the letter) to discuss site status and funding issues. It is very apparent that IPC failed to follow the subject clause at great pains to the EPA and the Corps. There are a couple things I am concerned about. What kind of absolute assurances will the Gov't get against this happening again. On our side when managing T&M type contracts we require daily cost reports with all await bills which are signed off by the FOSC or rep on a daily basis. This way we can gauge if the project is going from 17k/grid to 70k/grid and than find out why. Secondly what penalties are there for such an aggregious mistake? Thirdly, Can you hold back payment on the Rangemaster in whole (150k). As indicated in the notes everyone is agreement that it was a waste of gov't time and money.



Tks Elton Meeting Notes 06012006.doc

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06/06/2006 04:39 PM

To Charlie Fitzsimmons/ESC/R3/USEPA/US@EPA

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<George.C.Follett@nab02.usace.army.mil>, "Maurer, Lester
C NAB02" <Lester.C.Maurer@nab02.usace.army.mil>

Subject Response to InfoPro letter dated 30 May 2006

Charlie,

I am planning to send the attached letter to InfoPro. Please let me know if you have any comments or would like me to change anything. Thanks.

<<Realign funds Letter- Mod.doc>>

<<Limitation of Cost Clause.doc>>

Sesh P. Lal

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Realign funds Letter- Mod.doc



Limitation of Cost Clause.doc

ELKTON FARMS SITE MEETING

June 1, 2006

MEETING LEADER – Charlie Fitzsimmons, EPA FOSC

MEETING ATTENDEES: Craig Maurer, USACE, George Follett (by phone), USACE; Paul Greene, USACE; Ricky Whitten, USACE; Mark Cox, MDE; Matt Kandefer, START; Steve Burhans, Malcolm Pirnie; Leo Cardin, IPC; and Stan Adams, IPC

AGENDA:

- Range Master
- Financial Status of Site
- Current Site Status
- Future Activities at Site

MEETING NOTES:

Range Master

- The Range Master is clearing ground in the high density zone. There are problems with the soil type clogging the screening tools. The Range Master is currently running at a depth of 3-4 inches below ground surface. Grass and grass root systems especially cause the Range Master difficulty and slow the clearance process a great deal. Timberline is currently working to evaluate the best removal operations for the Range Master.
- USACE Maurer emphasized that USACE believes that the Range Master is actually slowing down site operations and has not lived up to the contractual requirements at the site. USACE notes the 50% downtime for the Range Master since it has arrived onsite and the fact that IPC is spending many man hours supporting the Range Master every week. USACE believes that the best decision is to remove the Range Master from the site immediately and attempt to recoup some costs associated with the work.
- IPC Cardin reported that the contract with Timberline for the Range Master was for approx \$150,000.00. \$75,000 was spent to mobilize and demobilize the Range Master. IPC may be able to recover some portion of the \$75,000 for the clearance of 15 acres to a depth of 12 inches. Timberline has not effectively cleared any of the 15 acres specified in the contract.
- EPA Fitzsimmons asks whether the Range Master will save labor time onsite for the work crews to effectively remove MEC. A point is made that essentially 50-75% of the cost of the Range Master has been paid for at this time.

Financial Status at Site

IPC Status

- IPC Cardin indicates that as of the date of the meeting, IPC has committed 115% of the \$2 million dollar project ceiling at the site. He indicated that he has spent 115% of the travel budget and 104% of the LOE hours at the site. He is currently below 75% of the total cost of the site, but has committed 115% of the available budget when full cost of the Range Master and Taz contracts are figured in the anticipated budget.
- IPC has requested that additional monies be made available within the next two weeks.

- IPC believes that it can continue onsite for two weeks if additional funds are made available.
- If additional funds are not available IPC will need to use the remaining funds to demobilize all personnel and equipment at a cost of approx 50-60 man days.
- IPC discusses several reasons that the project has been significantly more expensive than originally discussed.
 1. \$17,000 per 200 ft grid was the original working price for this site
 2. Price was estimated based on 1500 digs per grid estimated at approx 1 grid completed per day.
 3. IPC is currently completing approximately $\frac{1}{4}$ of a grid per week @ 8000 digs per grid for a cost of approximately \$70,000 per grid.
 4. To date IPC has 48,000 digs.
 5. IPC assumed that the Range Master would complete 15 grids for \$150,000, but the Range Master has not completed any grids to date.
 6. The ESS will allow for only the use of the Range Master and the Taz. Resubmission of the ESS in Phase 2 could take approx 3-4 months.

USACE Financial Status

- USACE Follet recommended potentially demobing the project and re-bidding the project as a fixed price project.
- Project is currently out of scope as it stands.
- USACE Maurer explained that the geophysical survey did not adequately represent the site conditions. He explained that the survey was not done at 3-5 milliVolt range and did not detect the vast number of small items that IPC is recovering at the site.
- The budget can be improved if the Range Master does not complete the scope of work at the site.
- USACE requested that EPA provide an additional \$400,000 to continue the project. USACE does not believe that the project can be completed, but that the project can define what is remaining onsite with this money

EPA Financial Status

- Project costs to date that have been invoiced through April are \$565,000.
- Corps/IPC Price Negotiation Memo (PNM) stipulated total project budget to be \$2.5 mil. FOSC has obligated to Corps \$2,050,000 to date. How did the project jump from \$565,000 at end of April to 75% of 2.050 mil (over \$1,500,000) at end of May, without communication from Corps to EPA?
- FOSC requests weekly costs going forward for IPC onsite with equipment.
- EPA to fund remainder up to \$2.5 mil and then regroup.
- Range Master has been a loss and has increased proposed hand digging work by 15 acres.

Current Site Status

- 22 Phase 1 grids have passed final QC.
- There is approx 30-40 % of the Phase 1 grids remaining until completion. There are at least 12 partial grids left to address before Phase 1 is complete.
- IPC may be able to complete Phase 1 in 7-8 weeks. This may not be accurate because substantially more anomalies are being found closer to Phase 2.
- Nothing has been completed in the 22 Phase 2 grids to date.
- The Taz arrived onsite to begin processing the fire pits next week.

Meeting Conclusions

EPA, MDE, TETRA TECH, MALCOLM PIRNIE, and USACE discuss the site objectives:

1. Taz operations in Phase 2. \$151,000 is the total cost for the Taz to clear 4 firehole pits at a certain cubic footage. This does not include disposal.
2. USACE agrees to demobilize the Range Master.
3. USACE agrees to demobilize 1 IPC field team.
4. USACE agrees that 1 IPC field team will support the Taz and continue with Phase 1 clearance activities.
5. We need to address what these changes will buy for field work time.

Plan Going Forward:

1. IPC will optimize the budget by removing the Range Master and 1, IPC field team next week.
2. Possible for USACE and IPC to move task money from unused tasks to tasks that require additional funding.
3. IPC field team will be 9 total.
4. Focus will be on delineating and clearing the fireholes onsite with the remainder of the funds available.
5. IPC to pay more attention to the digs and showing metallic object for each dig. In otherwords to prove legitimacy of the high number of digs.
6. IPC and USACE will attempt to track funding and financial information on a more frequent basis.
7. Tetra Tech will attempt to provide GPS coordinates for the edges of the pits.
8. Tetra Tech will attempt to provide a large wall map of the fireholes.
9. IPC will provide a cost to completion of Phase 1 and Phase 2.